

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2009-89-T - ORDER NO. 2009-145

MARCH 25, 2009

IN RE: Application of Singleton Moving & Storage, Inc. to Amend Tariff	) ORDER DISMISSING ) WITHOUT PREJUDICE ) REQUEST TO AMEND ) TARIFF
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This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of the application filed by Singleton Moving & Storage, Inc. (“Singleton” or “Company”) to amend the Company’s tariff and on the request of the South Carolina Office of Regulatory Staff (“ORS”) to dismiss Singleton’s application.

On May 19, 2008, ORS filed a petition seeking revocation of the Certificates of Public Convenience and Necessity of certain motor carriers for failure of the certificated carriers to file annual reports as required by 26 S.C. Code Ann. Regs. 103-231 (Supp. 2008). The record reflects that Singleton was listed in ORS’ petition as a certificated carrier<sup>1</sup> in non-compliance with the requirement to file annual reports. The Commission held a hearing on August 13, 2008, on the petition of ORS, and Singleton’s certificate was among those that were found in non-compliance by the Commission and ultimately revoked by Order No. 2008-590 that resulted from this proceeding. On September 4, 2008, Singleton filed a request with the Commission seeking reinstatement of the

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<sup>1</sup> Singleton’s authority as a certificated carrier (Class E Certificate No. 2398-A) to transport household goods in South Carolina was granted to Singleton pursuant to Commission Order No. 83-599, dated October 6, 1983, Docket No. 1983-220-T, and as amended by Order No. 84-1047, dated December 31, 1984.

Company's Certificate. Subsequently, ORS conducted a study as to Singleton's compliance with the annual report filing requirement and advised the Commission on October 14, 2008, that Singleton was in compliance. Due to Singleton's compliance, the Commission granted reinstatement of Singleton's Certificate in Order No. 2008-731, dated October 28, 2008. As set forth in Order No. 2008-731, reinstatement of Singleton's Certificate was conditioned upon filing with the ORS proof of appropriate insurance, the payment of license fees, and such other information required by law. On February 23, 2009, ORS filed a request to dismiss Singleton's current application to amend the Company's tariff because Singleton has failed to comply with the provisions of Order No. 2008-731 by failing to provide ORS with a current Form H cargo insurance filing. ORS advises that due to the Company's failure to provide a current Form H that ORS has not reinstated Singleton's Certificate. ORS outlines in its request the numerous endeavors ORS has taken to obtain a current insurance filing from Singleton to which it has been unsuccessful; therefore, ORS requests that Singleton's application to amend its tariff be dismissed as Singleton's Certificate has not been reinstated and is not therefore a certificated household goods mover.

After due consideration, the Commission finds that ample time has been given to Singleton to come into compliance with the provisions of Order No. 2008-731 for reinstatement of the Company's Certificate, and that Singleton has failed to file proof of appropriate insurance as required for reinstatement. Since Singleton is not presently certificated to operate as a household goods mover, we find the application for an

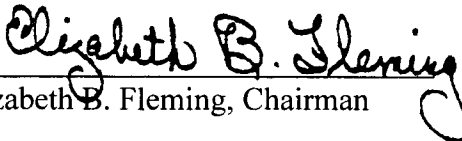
amendment to the Company's tariff moot. We, therefore, find that Singleton's application should be dismissed.

IT IS THEREFORE ORDERED:


1. That the Application of Singleton Moving & Storage, Inc. to Amend Tariff is hereby dismissed without prejudice.

2. That this Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)